UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

United States

v.

Case No. 04 CR 10339-19 B

Tim Schroeder

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ORDER

All of the judges in this District are recused from presiding over this case. Accordingly, the case has been transferred to Judge Paul Barbadoro of the District of New Hampshire.

The recusal of all of the judges on this court gives rise to an "emergency" with respect to the transferred case as that term is used in 28 U.S.C. § 636(f). I therefore concur in the assignment of a Magistrate Judge from the transferee district to perform the duties specified in 28 U.S.C. § 636(a)-(c).

SO ORDERED.

November /7, 2004

cc: Counsel of Record

Concurring Order

I concur that an emergency exists as specified above and that for the duration of this case Magistrate Judge James R. Muirhead is assigned to perform such duties under 28 U.S.C. § 636(a)-(c) as may be assigned to him by the District Judge to whom this case is assigned.

Steven J. McAuliffe, Chief Judge

Agsignee District

Date: